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From: Edwin V. Merkel	Date: March 15, 2004	No. of Pages: 10 (including this page)
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Re: U.S. Patent Application Serial No. 09/426,783

MAR 15 2004

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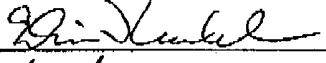
To:	Company	Fax #:	Telephone #:
1) Examiner A. Mehta	U.S. Patent and Trademark Office	(703) 872-9306	
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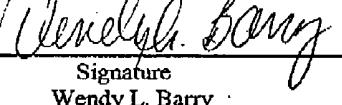
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From: Edwin V. Merkel	Date: March 15, 2004	No. of Pages: 10 (including this page)	Client/Matter: 19603/10303
User #: 5420	Ext: 1128	Disbursement Amount: \$	

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/426,783
		Filing Date	October 22, 1999
		First Named Inventor	Gonsalves et al.
		Group Art Unit	1638
		Examiner Name	A. Mehta
Total Number of Pages in This Submission	9	Attorney Docket Number	19603/10303 (CRF D-1043A)

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> A copy of the Notice to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input checked="" type="checkbox"/> A self-addressed, prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Edwin V. Merkel Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1128 Fax: (585) 263-1600	
Signature		
Date	March 15, 2004	
Registration No. 40,087		

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<u>March 15, 2004</u> Date		 Signature Wendy L. Barry Typed or printed name

FEE TRANSMITTAL FOR FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$110)

Complete if Known	
Application Number	09/426,783
Filing Date	October 22, 1999
First Named Inventor	Gonsalves et al.
Examiner Name	A. Mehta
Art Unit	1638
Attorney Docket No.	19603/10303 (CRF D-1043A)

METHOD OF PAYMENT (check all that apply)

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FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001	2001	385 Utility filing fee	
1002	2002	170 Design filing fee	
1003	2003	265 Plant filing fee	
1004	2004	385 Reissue filing fee	
1005	2005	80 Provisional filing fee	

SUBTOTAL (1) (\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims Fee from below	Fee Paid
			-20** -	X = 0
Independent	-3** =		X = 0	
Claims				

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	86	2204 43 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	
Fee Code (\$)	Fee Code (\$)	Fee Description	
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	
1252	420	2252 210 Extension for reply within second month	
1253	950	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1255	2,010	2255 1,005 Extension for reply within fifth month	
1401	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	290	2403 145 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1501	1,330	2501 665 Utility issue fee (or reissue)	
1502	480	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	770	2809 385 Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810 385 For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801 385 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify) Terminal Disclaimer Fee			110

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 10)

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

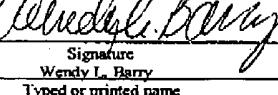
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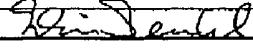
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March 15, 2004

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SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	Edwin V. Merkel	Registration No.	40,087	Telephone (585) 263-1128
Signature		Date	March 15, 2004	

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PATENT
Docket No.: 19603/10303 (CRF D-1043A)

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Applicants	:	Gonsalves et al.)	Examiner:
Serial No.	:	09/426,783)	A. Mehta
Filed	:	October 22, 1999)	Art Unit:
For	:	TOSPOVIRUS RESISTANCE IN PLANTS)	1638

SUPPLEMENTAL AMENDMENT

Mail Stop _____
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Alexandria, VA 22313-1450

Dear Sir:

In further response to the June 17, 2003, office action, please amend the above-identified patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

R755545.1